



UNITED STATES PATENT AND TRADEMARK OFFICE

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UNITED STATES PATENT AND TRADEMARK OFFICE
WASHINGTON, D.C. 20231
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APPLICATION NUMBER	FILING/RECEIPT DATE	FIRST NAMED APPLICANT	ATTORNEY DOCKET NUMBER
09/989,757	11/20/2001	Linda M. Western	BEH-7270 Ct2

CONFIRMATION NO. 9649

FORMALITIES LETTER



OC000000007166950

Dade Behring Inc.
Legal Dept. - Patents
1717 Deerfield, Rd., #778
Deerfield, IL 60015-0778

COPY OF PAPERS
ORIGINALLY FILED

Date Mailed: 12/07/2001

NOTICE TO FILE MISSING PARTS OF NONPROVISIONAL APPLICATION

03/13/2002 SMINASS1 00000110 09989757

FILED UNDER 37 CFR 1.53(b)

01 FC:101 740.00 OP
02 FC:105 130.00 OP

Filing Date Granted

An application number and filing date have been accorded to this application. The item(s) indicated below, however, are missing. Applicant is given **TWO MONTHS** from the date of this Notice within which to file all required items and pay any fees required below to avoid abandonment. Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR 1.136(a).

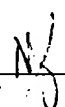
- The statutory basic filing fee is missing.
Applicant must submit \$ 740 to complete the basic filing fee for a non-small entity. If appropriate, applicant may make a written assertion of entitlement to small entity status and pay the small entity filing fee (37 CFR 1.27).
- Total additional claim fee(s) for this application is \$504.
 - \$252 for 14 total claims over 20.
 - \$252 for 3 independent claims over 3.
- To avoid abandonment, a late filing fee or oath or declaration surcharge as set forth in 37 CFR 1.16(l) of \$130 for a non-small entity, must be submitted with the missing items identified in this letter.
- **The balance due by applicant is \$ 1374.**
- This application does not contain a statement that the content of the sequence listing information recorded in computer readable form is identical to the written (on paper or compact disc) sequence listing and, where applicable, includes no new matter, as required by 37 CFR 1.821(e), 1.821(f), 1.821(g), 1.825(b), or 1.825(d). Applicant must provide such statement. If the effective filing date is on or after September 8, 2000, see the final rulemaking notice published in the Federal Register at 65 FR 54604 (September 8, 2000) and 1238 OG 145 (September 19, 2000).
- A copy of the "Sequence Listing" in computer readable form has not been submitted as required by 37 C.F.R. 1.821(e). If the effective filing date is on or after September 8, 2000, see the final rulemaking notice published in the Federal Register at 65 FR 54604 (September 8, 2000) and 1238 OG 145 (September 19, 2000). Applicant must provide an initial computer readable form (CRF) copy of the "Sequence Listing" and a statement that the content of the sequence listing information recorded in computer readable form is identical to the written (on paper or compact disc) sequence listing and, where applicable, includes no new matter, as required by 37 CFR 1.821(e), 1.821(f), 1.821(g), 1.825(b), or 1.825(d). If applicant desires the sequence listing in the instant application to be identical with that of another application on file in the U.S. Patent and Trademark Office, such request in accordance with 37 CFR 1.821(e) may be submitted in lieu

of a new CRF.

For questions regarding compliance to these requirements, please contact:

- For Rules Interpretation, call (703) 308-4216
- To Purchase PatentIn Software, call (703) 306-2600
- For PatentIn Software Program Help, call (703) 306-4119 or e-mail at patin21help@uspto.gov or patin3help@uspto.gov

*A copy of this notice **MUST** be returned with the reply.*



Customer Service Center
Initial Patent Examination Division (703) 308-1202

PART 2 - COPY TO BE RETURNED WITH RESPONSE



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE
(MBHB Case No. 01-686)

Application of: Western, et al.)
)
Filed: November 20, 2001)
) Group Art Unit:
) Not yet assigned
)
Serial No.: 09/989,757)
) Examiner: Not yet assigned
)
Title: Detection of Nucleic Acids by Target-)
Catalyzed Produce Formation)
)
Attorney Docket No.: BEH-7270 Cont.)

Commissioner for Patents
Washington, D.C. 20231

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TRANSMITTAL LETTER

1. We are transmitting herewith the attached papers for the above identified patent application:

- ☒ Response to Notice to File Missing Parts (with copy of notice)
- ☒ Petition for a One Month Extension of Time
- ☒ Preliminary Amendment
- ☒ Paper Copy of Sequence Listing
- ☒ Return Receipt Postcard

2. ☒ A check in the amount of \$980.00 is enclosed for the Application Filing Fee, surcharge and the Petition for a One-Month Extension of Time.

☐ No fee is required.

3. **GENERAL AUTHORIZATION TO CHARGE OR CREDIT FEES:** Please charge any additional fees or credit overpayment to Deposit Account No. 13-2490. A duplicate copy of this sheet is enclosed.

4. **CERTIFICATE OF MAILING UNDER 37 CFR § 1.8:** The undersigned hereby certifies that this Transmittal Letter and the papers, as described in paragraph 1 hereinabove, are being deposited with the United States Postal Service with sufficient postage as "First Class Mail" in an envelope addressed to: Commissioner for Patents, Washington, D.C. 20231, on this 21 day of February, 2002.

By: Patrick G. Gattari

Patrick G. Gattari

Reg. No. 39,682



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE
(MBHB Case No. 01-686)

Application of: Western, et al.)
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Filed: November 20, 2001)
) Group Art Unit:
) Not yet Assigned
Serial No.: 09/989,757)
) Examiner:
Title: Detection of Nucleic Acids by Target-)
Catalyzed Produce Formation)
) Not yet Assigned
)
Attorney Docket No.: BEH-7270 Cont.)

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Washington, DC 20231

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RESPONSE TO NOTICE TO FILE MISSING PARTS

In response to Notice to File Missing Parts mailed December 7, 2001, applicants submit herewith a check in the amount of \$980.00 representing the basic filing fee for the application (\$740.00), the surcharge (\$130.00) and the fee for a one month extension of time (\$110.00). In the Preliminary Amendment filed herewith, all claims have been cancelled and 7 new claims (one independent and six dependent) have been added. Accordingly, Applicants believe that no additional claim fees are due.

Also, the Preliminary Amendment includes a paper copy of the Sequence Listing and a Request to Transfer Previously Filed Sequence Information.

Applicants do not believe any additional fee is due. However, if this is in error, the undersigned hereby authorizes the Commissioner to deduct any deficiency or credit any overpayment to Deposit Account No. 13-2490. The Examiner is encouraged to contact the undersigned with any questions or comments at 312-935-2375.

Respectfully submitted,

Patrick G. Gattari

Registration No.: 39,682

Attorney for Applicant

CERTIFICATE OF MAILING

I hereby certify that this document is being deposited with the United States Postal Service as First Class Mail, in an envelope addressed to: Commissioner for Patents, Washington, DC 20231 on this 21 day of February, 2002.